

ORDINANCE NO. 235A

AN ORDINANCE OF THE TOWNSHIP SOUTH HEIDELBERG, BERKS COUNTY, PENNSYLVANIA, AMENDING THE SOUTHWESTERN BERKS COUNTY ZONING ORDINANCE OF 2004, AS AMENDED, BY: (1) ESTABLISHING "MUNICIPAL USE" AS A USE PERMITTED BY RIGHT IN THE I-1 LIGHT INDUSTRIAL ZONING DISTRICT; AND (2) AMENDING THE ZONING MAP TO INCLUDE THE PROPERTIES KNOWN AS TAX I.D. #51-4366-03-21-7741, AND TAX I.D. #51-4366-03-10-4435 IN THE "NOT-FOR-PROFIT FOUNDATION OVERLAY DISTRICT."

BE IT ENACTED AND ORDAINED by the Board of Supervisors of the Township of South Heidelberg, Berks County, Pennsylvania, and it is hereby enacted and ordained by the authority of the same as follows:

SECTION 1. Amendment to Subsection 418.2 entitled "Uses Permitted By Right" in the "I-1 Light Industrial District" of Article IV entitled "District Regulations" of the Southwestern Berks County Zoning Ordinance of 2004, as amended, to establish "Municipal Use" as a use permitted by right.

Subsection 418.2 entitled "Uses Permitted By Right" of Section 418 entitled "I-1 Light Industrial District" of Article IV entitled "District Regulations" of the Southwestern Berks County Zoning Ordinance of 2004, as amended, is hereby amended and supplemented by adding a new Subsection 418.2(i) as an additional category of use permitted by right to read as follows:

"i. Municipal Use Within South Heidelberg Township Only. The area, yard and height requirements of Section 418.4 of this Ordinance shall not apply."

SECTION 2. Amendment to the Zoning Map to the Southwestern Berks County Zoning Ordinance of 2005, as amended, to add additional properties to the Not-For-Profit Foundation Overlay District.

The Zoning Map of Southwestern Berks County is hereby modified to include the properties known as Tax I.D. #51-4366-03-21-7741, and Tax I.D. #51-4366-03-10-4435 in the "Not-For-Profit Foundation Overlay District."

SECTION 3. Repealer. All ordinances or parts thereof that are inconsistent herewith are hereby repealed.

SECTION 4. Severability. If any article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, or word in this Ordinance is, for any reason, declared to be unconstitutional or invalid, by any Court of competent jurisdiction, such decision shall not affect or impair the validity of the Ordinance as a whole, or any other article, section, subsection, provision, regulation, limitation, restriction, sentence, clause, phrase, or word or remaining portion of the remaining Ordinance. The Board of Supervisors of the Township of

ENACTED AND ORDAINED this 10th day of May, 2012.

BOARD OF SUPERVISORS OF THE
TOWNSHIP OF SOUTH HEIDELBERG

Attest:

Richard E. Hummel
Richard E. Hummel, Chairman

David A. Schaeff (SEAL)
Secretary

Dennis E. Mullaly
Dennis E. Mullaly, Supervisor

David A. Schaeff
David A. Schaeffer, Supervisor

CERTIFICATE OF ENACTMENT

I hereby certify that the foregoing is a true and accurate copy of Ordinance No. 235 adopted by the Board of Supervisors of the Township of South Heidelberg, Berks County, Pennsylvania at a regular meeting held on May 10, 2012, pursuant to notice as required by law.

Date: May 10, 2012

David A. Schaeff
, Secretary

